

September 15, 2008

Ms. Laura Sinram
Senior Campaign Finance Analyst
Federal Election Commission
999 E Street NW
Washington, DC 20463

Dear Ms. Sinram:

The National Republican Congressional Committee (FEC ID# C0075820) is in receipt of your Requests for Additional Information dated August 13, 2008 regarding our 2008 June and July monthly FEC reports.

For the June monthly report, the receipts referenced on Line 15 from federal candidates were in amounts that represent the usual and normal charge (fair market value) for the services provided.

The contribution referenced in your letter that was made to Brian Davis for Congress (MN-1st) was a primary donation made by the NRCC on May 6, 2008, and reported by the Brian Davis for Congress campaign as received on May 14, 2008. The Minnesota primary election was held on September 9, 2008. Therefore, this was a permissible primary donation.

Your letter indicates that the Committee disclosed both independent and coordinated expenditures for the same candidates. The Committee complied with all rules and regulations regarding independent expenditures. Committee staff working on independent expenditures are not permitted to have contact about their work with the campaigns, regular Committee staff, or Committee leadership. The filings are correct as filed and meet the standard established by the Commission and the courts.

The Calendar Year-To-Date Per Election for Office Sought amounts for independent expenditures made in connection with the 2008 Special General and 2008 Special Run-off elections for the congressional seat in the first district of Mississippi will be separated by election totals as you indicated in the amendments to be filed by the Committee.

With respect to the Line 15 receipt from Strategic Media in the amount of \$83,878.07, this amount was a lump sum account reconciliation refund from the NRCC's media buyer, and represented numerous station rebates from media time that was purchased but not used in connection with a variety of congressional races during the fall of 2006. The receipt from 3 Dog Consulting Ltd. was a reimbursement for COBRA.

The Committee believes its procedures are in compliance with the best efforts provisions cited in your letter. As an initial matter, all committee solicitations notify the donor that the Committee is required to report occupation and employer information, and request that the donor provide such information. For those donors who choose not to provide the information, the Committee (within thirty days of receiving the contribution) sends the required follow-up letter, which asks the donor again to provide the information, and again advises the donor of the Committee's obligation to report the information. These follow-up letters include a postage-paid return envelope for the donor's convenience. Finally, all such information received, including the contributor's address, is reported.

Any additional information received subsequent to the filing of the original report will be included on the amendments to be filed by the Committee.

With respect to the information that is provided by the donors, the regulations cited in your letter require that we ask contributors to supply employer/occupation information, but do not compel the contributors to comply with the

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Committee's requests. The Committee has reported all the information it has in its possession in an attempt to satisfy both the intent and the substance of 11 CFR 100.12, 11 CFR 104.3, and 11 CFR 104.7. In addition, the Committee can find no guidance in the statute or regulations that allow it to add to or subtract from information that is voluntarily provided to it from its contributors, nor is there any indication in the statute or regulations that the descriptions referred to are inadequate listings for employer and/or occupation. In addition, the Committee notes that it updates its employer/occupation data as it is received from donors.

Concerning the July monthly report, your letter references the \$ 28,500 received on June 18, 2008 from Herger PAC, and indicates that the amount is in excess of the limit of \$ 15,000 that may be donated by a multi-candidate PAC. However, the Form 1M filed by Herger PAC indicates that Herger PAC became a qualified PAC on June 20, 2008, two days after the NRCC received this donation, and six months after Herger PAC filed its initial FEC Statement of Organization on December 20, 2007. Still a non-qualified PAC on June 18, 2008, Herger PAC had a contribution limit on that date of \$ 28,500, and there is no excessive donation.

The primary donation to Erickson for Congress was made on June 12, 2008. The Erickson campaign filed its July 2008 quarterly report reflecting substantial outstanding debt on June 30, 2008 following the primary election in Oregon. Therefore, this was a permissible donation.

During the monthly reporting periods cited in your letter, the NRNCC has disclosed all expenditures incurred and paid for administrative expenses, including a building lease payment that includes rent and utilities, as well as disbursements for payroll and payroll-related benefits, accounting services, computer software, data processing, delivery, equipment maintenance, equipment purchase, insurance, office supplies, parking, postage, printing, subscriptions, and web hosting, among others.

Sincerely:

Keith A. Davis, Treasurer
National Republican Congressional Committee
